

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland City Hall Board Room 301 Coleman Avenue, Waveland, MS. on February 22, 2017 at 6:30 p.m. to take action on the following matters of City business.

PUBLIC COMMENTS:

- Bernie Cullen - Update on Library Discussion

ROLL CALL:

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine and Piazza along with City Attorney Rachel P. Yarborough and City Clerk Lisa Planchard.

MAYOR'S REPORT:

ADVERTISEMENTS/RSVP/BAY HIGH BASEBALL BOOSTERS

Re: RSVP to purchase Advertising sign with Bay High Baseball Boosters

Alderman Lafontaine moved, seconded by Alderman Piazza to approve advertising sign in the amount of \$300.00 from RSVP for Bay High Baseball Boosters; this will be reimbursed 100% by RSVP.

During discussion, City Attorney Yarborough said that this is one of those advertising authority's that will fall under MS. Code Section 17-3-1 where the Board ultimately makes the finding that the advertisement will bring into favorable notice the opportunities, possibilities and resources of the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

CENTRAL FIRE STATION/DAVID A. GARCIA

Re: Central Fire Station to be named 'The David A. Garcia Central Fire Station'

Alderman Piazza moved, seconded by Alderman Richardson to name the Central Fire Station on Highway 90 'The David A. Garcia Central Fire Station' in honor of his many years of dedication and service to the City of Waveland.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Mayor Smith said he recently attended a workshop sponsored by MS. Power at which he believes the Board will receive some data reports that MS. Power paid for; it talked about reviving your downtown. The Mayor also asked Aldermen for Wards 2, 3 & 4 to set up dates, possibly in March, for their Town Hall meetings. Alderman Burke had his recently.

ATTORNEY'S COMMENTS

Re: Ms. Yarborough had no comments at this time.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Introduced Eagle Scout applicant Drew West re: an Eagle Scout project with Troop 381; Bay St. Louis, to preserve the Boy Scout merit Badge Wall at the Civic center by spraying to seal what is there, and then cover it with Plexiglas and add trim around to frame it in. Mr. West will also provide a key as to what the badges mean.

CIVIC CENTER/GROUND ZERO MUSEUM/DONATION

Re: Eagle Scout Drew West to preserve Boy Scout Mural at Civic Center

Alderman Burke moved, seconded by Alderman Lafontaine to accept the donation proposed by Mr. Drew West with Boy Scout Troop 381 regarding preserving the Boy Scout Merit Badge Wall at the Civic Center.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ALDERMEN'S COMMENTS

Re: Alderman Richardson

- Thanked the Mayor for taking care of the huge pot hole at Taco Bell in their right of way; requested the curb be cut to allow drainage at the same site.

Re: Alderman Lafontaine

- Inquired about where public works is with the riser rings north of Highway 90.
- Noted the City received a credit this year in the amount of \$8,000.00 for the first time in a long time for the over/underage with Hancock County Utility Authority.

Re: Alderman Piazza –

- Cleared his questions with department heads last week; no questions at this time.

INVOICES/WAVELAND AVENUE SIDEWALK PROJECT

Re: Invoice from James J. Chiniche in the amount of \$16,459.29

Alderman Piazza moved, seconded by Alderman Lafontaine Invoice No. 16-0102 from James J. Chiniche Civil Engineers, Jason Chiniche in the amount of \$16,459.29 – Waveland Avenue Sidewalk Project. (On current docket) **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the Docket of Claims, excluding the Streets Payroll portion, in the amount of \$403,879.67 dated February 22, 2017 as submitted. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

MINUTES

Re: Minutes of February 7, 2017 and the Special Meeting of February 13, 2017

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the Minutes of the Regular Meeting of February 7, 2017 and the Minutes of the Special Meeting of February 13, 2017 as submitted.

A vote was called for with the following results for the *February 7, 2017 minutes*:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

A vote was called for with the following results for the *February 13, 2017 minutes*:

Voting Yea: Burke, Richardson and Lafontaine

Voting Nay: None

Abstain: Piazza

Absent: None

PROCLAMATIONS

Re: American Legion Post 77 – National Commander’s Visit

Alderman Burke moved, seconded by Alderman Piazza to ratify a Proclamation presented to American Legion National Commander Charles E. Schmidt upon his visit to Waveland American Legion Post 77 February 15, 2017. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Rare Disease Day in Waveland

Alderman Piazza moved, seconded by Alderman Richardson to approve a Proclamation recognizing February 28, 2017 as Rare Disease Day in Waveland. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

INSURANCE/PROPOSAL/PROPERTY INSURANCE

Re: Property Insurance Proposal from Betz Rosetti & Associates, Inc.

Alderman Burke moved, seconded by Alderman Lafontaine to approve Insurance proposal, including required signatures, from Mr. John Rosetti with Betz Rosetti & Associates, Inc. for property insurance in the amount of \$115,454.63 + \$1,805.01 for equipment/mechanical breakdown (total premium of \$117,259.64) for the policy period 2/24/17 to 2/24/18. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

WEBSITE/QUOTES

Re: TABLE approval of Agreement with Lime Pi for Website Design, Management & Hosting

Alderman Burke moved, seconded by Alderman Richardson to **TABLE** an Agreement with Lime Pi for A) Website Management, updating and building the WordPress site at a cost of \$400.00 per month, i.e. \$4,800/year (plus \$100.00/hr. for additional work needed); and B) an additional \$100.00 per month, i.e. \$1,200/year (plus \$100.00/hr. for additional work needed) for website hosting for the WordPress Site. Total base cost per year for A&B is \$6,000.00 plus additional work at \$100.00 per hour for each of the two categories as required. Chad Whitney will be present to explain.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

UNIVERSAL COM ONE/EMAIL MANAGEMENT

Re: Setup & Management of Email addresses by Universal Com One

Alderman Burke moved, seconded by Alderman Piazza to approve service quote, including required signatures, with Universal Com One to setup and manage City business email accounts to include a onetime setup fee of \$500.00 and an annual fee of \$2,100.00 to manage the email addresses; this represents \$5.00 per email address per month (approximately 35 currently). Two quotes were obtained. Note: Mr. Breland has expressed a desire to discontinue his website and email management services. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

FIRE DEPARTMENT

Re: Reimbursement to Pass Christian Fire and Rescue in the amount of \$3,736.15 – Eric Janssen

Alderman Lafontaine moved, seconded by Alderman Piazza to approve a request for reimbursement from Pass Christian Fire and Rescue in the amount of \$3,736.15 for Firefighter Eric Janssen's cost of MSFA certification. **(EXHIBIT G)**

During discussion, Ms. Yarborough asked Chief Mallini, "With this revised number, do you believe based on the information that you have that the reimbursement is closer to what the actual cost is to Pass Christian?"

Chief Mallini, "Yes".

Ms. Yarborough, "Do you have any reason to disagree with the (revised) number that they've submitted?"

Chief Mallini, "No, I don't".

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

RESTORE PROJECTS

Re: TABLE Discussion Related to top 5 Restore Act Projects

TABLE discussion to establish priority order of top 5 City of Waveland RESTORE projects until the next Board meeting.

TRAVEL/CITY HALL/COMPTROLLER/PERSONNEL DEPARTMENT

Re: Comptroller Ron Duckworth and Personnel Director April Chevis to attend Training in Hattiesburg, Mississippi

Alderman Burke moved, seconded by Alderman Richardson to approve travel for Personnel Director April Chevis and Comptroller Ron Duckworth to attend the 47th Annual Conference of the Mississippi Municipal Clerks and Collectors Association for educational training Thursday, March 16, 2017 in Hattiesburg, Mississippi. Cost to the City would be a registration fee in the amount of \$150.00 each and use of a City vehicle or travel reimbursement.

Ms. Planchard said this is for education; not for certification. Alderman Lafontaine asked if this is through MS. State Extension. Ms Planchard said it's through the same training that she and Ms. Fayard go through (MSU Extension Service-Continuing Studies program). Alderman Lafontaine asked why wouldn't we go ahead and do certification. Ms. Planchard said because you have to make them all Deputy City Clerks for them to get the education toward certification. Mayor Smith agreed why should we send someone and not be certified. Alderman Lafontaine said Ms. Chevis has mentioned that she would like to be Deputy or whatever, and if we're going to send... Ms. Planchard said that Rachel Cullen is also interested in being Deputy City Clerk. Alderman Lafontaine asked, "What about Ron". Mr. Duckworth said he would also like to be Deputy City Clerk. Mayor Smith said, "You can have as many as you want; it's not going to hurt anything and there's no extra pay for being a Deputy City Clerk." Alderman Burke asked if we were going to send Rachel Cullen also. Ms. Planchard said she explained to Ms. Cullen that she will send her, but may have to stagger staff attending because of limited staff upstairs and this particular training session had classes with Payroll and Budgeting. Mayor Smith said he spoke with Ms. Cullen and told Board members that she had an Associate's degree; he said that's impressive and he believes everyone should be trained. Alderman Lafontaine noted that up until the other day when you and I discussed this, because he knew that April had brought this up and she had brought it up in the past that she would like to move up through the ranks of the City and would like to start as becoming Deputy City Clerk and move on through. Ms. Planchard said, "It's the same price whether they go for certification or just education". Mayor Smith said, "Let's get them certified if we're going to send them through class". Ms. Planchard said they will have to bring the Minutes of the Meeting whereby they were appointed Deputy City Clerks for MSU to give them credits toward certification as they attend classes. Alderman Burke said, "You can't cross-train enough." Alderman Burke & Lafontaine asked that on the next agenda it be approved for Deputy City Clerk titles for Ms. Chevis, Mr. Duckworth and Ms. Cullen to pursue additional training. Alderman Lafontaine said that it's for our benefit to have the certification; he also noted the multiple Deputy Court Clerks in the Court department, including Police officers.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**BIDS/BACKHOE/PUBLIC WORKS DEPARTMENT/UTILITY DEPARTMENT/
PURCHASING**

Re: Selection of Backhoe Bid

Alderman Burke moved, seconded by Alderman Piazza to **TABLE** _____ as the lowest, best and most responsive bid for the Backhoe in the amount of \$ _____.

After a detailed explanation was presented by the City Attorney and discussion and questions by the Board, the Board agreed to table this issue until the next meeting.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

LEASE PURCHASE/STATE CONTRACT/PURCHASING

Re: Lease Purchase Closing Documents for Purchase of one New Holland Tractor

Alderman Burke moved, seconded by Alderman Piazza to approve Lease Purchase Closing Documents, including the below listed documents and authorizing all required signatures thereon, with Hancock Bank for the purchase of one Tractor (New Holland State Contract #8200023270) and Side Ditcher Auger (Tiger Sate Contract #8200022945) for the Streets Department in the amount of \$78,787.00, 2.16% interest, 36 payments, as listed, Documents (a-c): **(EXHIBIT H)**

- a) Resolution authorizing the lease purchase financing by the City of Waveland
- b) Governmental Lease Purchase Agreement, being the Contract between the City of Waveland and Hancock Bank.
- c) Attachments to the Lease Agreement to support the Lease Agreement.

Note: The tractor was not budgeted in the 2017-2018 budget; a backhoe & auger were budgeted to be financed)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

SURPLUS PROPERTY/WATER TOWER-DAVIS STREET/DAVIS STREET-WATER TOWER

Re: Declare all Equipment, Fixtures & Scrap Metal associated with Davis Street Water Tower as surplus

Alderman Lafontaine moved, seconded by Alderman Piazza to declare as surplus property, in accordance with Miss. Code Ann §17-25-25, all City owned equipment, fixtures, and scrap metal associated with the water tower located at 400 Davis Street, due to the property no longer being used for public purposes and the sale of said property being in the best interest of the City. **(EXHIBIT I – MS. State Health Dept. 2016 Letter)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

AMEND AGENDA

Re: Addition of Agenda Item 21.b)

Alderman Lafontaine moved, seconded by Alderman Richardson to add a 21. b) agenda item.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ADVERTISEMENT/SURPLUS PROPERTY/WATER TOWER-DAVIS STREET/DAVIS STREET WATER TOWER

Re: No Action on Water Tower Pending Proof of Necessity for Demolition by MS. Dept. of Health

Alderman Lafontaine moved, seconded by Alderman Richardson that no action be taken on the Surplus Property of the Davis Street water tower until documentation is received showing that it should be demolished, i.e. MS. State Dept. of Health Letter dated 4/11/2016. **(EXHIBIT I – MS. State Health Dept. 4/11/2016 letter showing same)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Authorize City clerk to advertisement for bid, sale or credit of surplus equipment from Davis Street Water Tower

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Clerk to advertise for the bid, sale or credit in accordance with the requirements of Mississippi Code Ann. §31-7-13(c) and §17-25-25 (1) and (2), the demolition of the water tower located at 400 Davis Street to include a credit for available equipment, fixtures, and scrap metal associated with the demolition upon evidence and confirmation of necessity of demolition by MS. Department of Health.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

SUBSTANTIAL COMPLETION/SOUTH STREET DRAINAGE IMPROVEMENTS PROJECT
Re: Certificate of Substantial Completion from Moran Hauling Inc. – South Street Drainage Improvements Project

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the Certificate of Substantial Completion from Moran Hauling, Inc. for the South Street Drainage Improvements project and authorize the Mayor's signature thereon. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

INVOICES/SOUTH STREET DRAINAGE IMPROVEMENTS PROJECT/CRS
COORDINATOR/STORMWATER PROGRAM PHASE II/CITYWIDE SANITARY SEWER
IMPROEMENTS PROJECTS/LIGHTHOUSE OUTDOOR RECREATION/CITYWIDE
DRAINAGE PROJECT
Re: Payment of Invoices submitted by Various Contractors

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration, contingent upon receiving funding from grant sources (if required) as listed, (Items a-h):

(EXHIBIT K)

- a) Invoice No. 215-069-7 from Compton Engineering in the amount of \$1,200.00 – South Street Drainage Improvements project.
- b) Invoice No. 215-069-8 from Compton Engineering in the amount of \$1,350.75 – South Street Drainage Improvements project.

- c) Invoice No. 216-054-3 from Compton Engineering in the amount of \$500.00 – CRS Coordinator (Dec. 2016-January 2017)
- d) Invoice No. 216-021-11 from Compton Engineering in the amount of \$3,886.00 – Stormwater Program Phase II.
- e) Invoice No. 216-056-3 from Compton Engineering in the amount of \$12,035.00 – Citywide Sanitary Sewer Improvements Projects.
- f) Invoice No. 216-056-4 from Compton Engineering in the amount of \$7,510.00 – Citywide Sanitary Sewer Improvements Project.
- g) Invoice No. 215-068-19 from Compton Engineering in the amount of \$7,520.00 – Lighthouse Outdoor Recreation.
- h) Invoice No. N20122675 from AMEC Foster Wheeler Environment & Infrastructure in the amount of \$946.69 regarding the Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/REVENUE AND EXPENDITURE REPORT/SPREAD ON THE MINUTES

Spread on the minutes the following as listed (a-c):

- a) Court collections Report for the month of January 2017 **(EXHIBIT L)**
- b) Revenues and Expenditures for the month of January 2017, at this the second meeting of February 2017 **(EXHIBIT M)**
- c) Utility employee Reyland Berry hired for vacant Utility laborer position at \$11.50 per hour (vacancy replacement hire approved at 2/7/17 meeting.)

EXECUTIVE SESSION

Re: Consider Executive Session

Alderman Lafontaine moved, seconded by Alderman Piazza to consider Executive Session to prompt a closed discussion regarding HMGP Citywide Drainage Project - potential and probable litigation; and the Waveland Police Department Building; C. Perry vs COW - pending litigation.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Immediately after the vote, City Attorney Rachel Yarborough told Board members that the Pier – pending litigation should also be added to this motion and please re-vote adding same.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session

Alderman Burke moved, seconded by Alderman Richardson to approve entering Executive Session regarding HMGP Citywide Drainage Project - potential and probable litigation; the Waveland Police Department Building; C. Perry vs COW - pending litigation, and the Pier – pending litigation.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/LEGAL DEPARTMENT

Re: Attorney Gary Yarborough, Authorize Settlement with Digital Engineering

Alderman Lafontaine moved, seconded by Alderman Richardson to authorize Attorney Gary Yarborough to settle with Digital Engineering re: Pier litigation.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Exit Executive Session

Alderman Burke moved, seconded by Alderman Richardson to exit Executive Session with action taken.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Note: Alderman Piazza Exited the Meeting at this time

DOCKET OF CLAIMS

Re: Claims – Streets Payroll Portion only

Alderman Richardson moved, seconded by Alderman Burke to approve the 2/22/17 Docket of Claims, Streets Payroll portion only, in the amount of \$14,770.05 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

ADJOURN

Adjourn Meeting at 9:25 pm

Alderman Burke moved, seconded by Alderman Richardson to adjourn the meeting at 9:25 pm.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

The foregoing minutes were presented to Mayor Smith on March 10th, 2017.

Lisa Planchard
City Clerk

The Minutes of February 22, 2017 have been read and approved by me on this day the 10th of March, 2017.

Mike Smith
Mayor

THIS
AREA
LEFT
BLANK
INTENTIONALLY